D.B.CIVIL WRIT PETITION N0. 857/2007
Kundan Singh v. State of Rajasthan & ors.

Date of order : 14.03.2007

HON'BLE THE CHIEF JUSTICE SHRI S.N.JHA
HON'BLE SHRI JUSTICE GOVIND MATHUR

Shri Jitendra Singh for the petitioner

This writ petition has been filed as a public interest litigation seeking direction upon the respondents to fill the vacant teaching and non teaching posts in the Government College, Amet in Rajsamand district. We are of the view that the High Court in exercise of jurisdiction under Article 226 of the Constitution of India can not issue mandamus to the Government to fill the vacant posts, especially in a public interest litigation. The petition appears to have been filed at the instance of persons interested in appointment and therefore does not appear to be bona fide. It is accordingly dismissed.

mathur/ (GOVIND MATHUR) J. (S.N.JHA), C.J.